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House of Representatives

The House was not in session today. Its next meeting will be held on Tuesday, June 8, 2021, at 10 a.m.

Senate

MONDAY, JUNE 7, 2021

The Senate met at 3 p.m. and was called to order by the Honorable MAZIE K. HIRONO, a Senator from the State of Hawaii.

PRAYER

The Chaplain, Dr. Barry C. Black, offered the following prayer:

Let us pray.

Eternal God, teach us how to live our lives with wisdom, refusing to deviate from the path of integrity.

Lord, give our lawmakers the wisdom to trust in You and do good, enabling them to help our Nation become safe and secure. As our Senators commit their plans and work to You, bless their efforts with radiant success. Help them to remember the power of godliness, and may they use it to discern the difference between right and wrong.

Remind us all that Your sacred Word continues to be a lamp of wisdom, providing light for our feet and illumination for the road ahead.

We pray in Your righteous Name. Amen.

PLEDGE OF ALLEGIANCE

The Presiding Officer led the Pledge of Allegiance, as follows:

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The PRESIDING OFFICER. The clerk will please read a communication

to the Senate from the President pro tempore (Mr. LEAHY).

The legislative clerk read the following letter:

U.S. SENATE,
PRESIDENT PRO TEMPORE,
Washington, DC, June 7, 2021.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable MAZIE K. HIRONO, a Senator from the State of Hawaii, to perform the duties of the Chair.

PATRICK J. LEAHY,
President pro tempore.

Ms. HIRONO thereupon assumed the Chair as Acting President pro tempore.

RECOGNITION OF THE MAJORITY LEADER

The ACTING PRESIDENT pro tempore. The majority leader is recognized.

LEGISLATIVE AGENDA

Mr. SCHUMER. Madam President, the Senate returns to session with a busy and consequential work period ahead of it. We will consider landmark legislation to establish paycheck fairness, legislation to boost American innovation in the 21st century, and in the final week of June, legislation to protect voting rights and American democracy. The Senate will consider all three of these issues this month.

We will start by finishing the U.S. Innovation and Competition Act, now known as the USICA Act. The bipartisan legislation will be the largest investment in scientific research and

technological innovation in generations, setting the United States on a path to lead the world in the industries of the future. It includes the input of virtually everyone in this Chamber—a product of over six committees and dozens of amendments from our Republican colleagues.

Tomorrow, the Senate will consider a couple of final amendments before passing this historic legislation. It will be one of the most important things we will have done in a very long time. It will be the largest investment in scientific research and technological innovation in generations—decades.

JUDICIAL NOMINATIONS

Mr. SCHUMER. Madam President, on judges, in addition, today and tomorrow, the Senate will confirm the first of President Biden's nominees to the Federal bench: Julien Xavier Neals of New Jersey and Regina Rodriguez of Colorado. I also look forward to confirming other highly qualified jurists later this work period, including Ketanji Brown Jackson to serve on the DC Circuit Court of Appeals. These are the first of many jurists that the Democratic Senate will consider to restore the balance to the Federal judiciary.

Under President Trump and Leader MCCONNELL, the Senate became a conveyor belt for nearly 200 judges. Many were woefully inexperienced and far outside the judicial mainstream. Some were so extreme on issues of race and voting rights that even some of our Republican colleagues joined the Democrats in rejecting those nominations.

• This "bullet" symbol identifies statements or insertions which are not spoken by a Member of the Senate on the floor.



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On the flip side, President Obama appointed 320 judges, and President Biden now has the opportunity to fill more than 80 vacancies. Under this Democratic majority, the Senate will swiftly and consistently confirm President Biden's appointments to the Federal bench, bringing balance, experience, and diversity back to the judiciary. Mr. Neals and Ms. Rodriguez are two great examples, along with Ms. Brown Jackson.

In the same vein, today, I also announced two judicial recommendations to President Biden: Myrna Perez, the director of voting rights at the Brennan Center for Justice, to serve on the prestigious Second Circuit Court of Appeals, and Dale Ho, the leader of the voting rights project at the ACLU, to serve on the Southern District of New York. Ms. Perez and Mr. Ho are two of the foremost voting rights and election experts in the country. With a national focus on voting rights right now, their elevation is timely, and their perspectives will be invaluable. Ms. Perez would also be the first Latina to serve on the Second Circuit Court since now-Justice Sonia Sotomayor.

Diversity on the Federal bench is very important to me, both demographic diversity and diversity of experience. The courts have long been packed with former prosecutors and corporate lawyers. It is about time that civil rights attorneys, voting rights attorneys, and Federal defenders start getting the nod. My recommendations of Ms. Perez and Mr. Ho are part of that effort.

Last month, I also recommended Eunice Lee, an appellate attorney with the Federal Defenders of New York, to serve as a judge on the Second Circuit. Lee could become just the second Black woman to sit on this prestigious appeals court, a court that has never—never—had a former Federal defender on its roster.

Just like Ms. Perez and Mr. Ho, Eunice Lee will bring demographic and professional diversity to the Federal bench. The three of them, in tandem, will bring dynamism, brilliance, and a real diversity of experience to courts in New York.

As a Senator from New York and as majority leader, I am intent on restoring balance to a judiciary that has been thrown out of whack by 4 years of President Trump's selections.

PAYCHECK FAIRNESS

Mr. SCHUMER. Madam President, finally, on paycheck fairness, tomorrow, the Senate will decide whether to take up legislation to address the gender pay gap.

Right now in America, women earn, roughly, 82 cents for every dollar a man makes. The gap is even wider for women of color. Even when you account for educational attainment, Black and Latina women earn only 65 to 70 percent of what a White man makes with the same degree, whether

it is a bachelor's degree or an advanced degree. Many women with advanced degrees actually make less than their male counterparts who don't have them. So, looking at the facts, women with the same jobs, the same degrees—sometimes better degrees than their male colleagues—are making less money. That is the very definition of gender discrimination, and it is holding back women in every industry and area of the country.

The pandemic has only made matters worse. Faced with impossible choices between careers and childcare, women have fallen out of the workforce at an alarming rate. By one measure, the COVID-19 pandemic has set women's labor force participation back by more than 30 years, leading some economists to describe the 2020 year not as a recession but as a "she-cession."

So there is a lot of work to do to not only recover from a devastating year for women in the workplace but also establish an equal playing field where women are paid what they deserve.

Senate Democrats have put forward a bill that would make it much easier for women to petition for pay equity. It doesn't mandate that employers set wages at a certain level. It doesn't have the government reach into the private sector. It merely makes it easier for women to overcome pay discrimination.

In my view, this straightforward, unobjectionable piece of legislation should merit bipartisan support and should not require changes. All 50 Democratic Senators are cosponsors of the bill—all 50. Will our Republican colleagues step up to the plate and join us tomorrow to advance this common-sense legislation?

I yield the floor.

I suggest the absence of a quorum.

The ACTING PRESIDENT pro tempore. The clerk will call the roll.

The legislative clerk proceeded to call the roll.

Mr. MCCONNELL. Madam President, I ask unanimous consent that the order for the quorum call be rescinded.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

RECOGNITION OF THE MINORITY LEADER

The ACTING PRESIDENT pro tempore. The Republican leader is recognized.

ECONOMIC RECOVERY

Mr. MCCONNELL. Madam President, on Friday, the U.S. job market got another monthly checkup. Hiring in May was up from the previous month but still fell short of the level experts and American employers had hoped for.

Of course, the highest expectations for our economic recovery under Democratic control were set by none other than the Democrats themselves.

Back in February, the Biden administration pointed to projections that its

so-called American Rescue Plan would boost job creation in 2021 by 4 million over existing expectations. Meeting that new higher goal meant the economy would have to grow by over 900,000 new jobs a month. Needless to say, the job market is nowhere close—nowhere close—to meeting this target. In fact, hiring is falling short of where nonpartisan experts forecasted it would be even if—even if—Democrats hadn't rammed through a multitrillion-dollar liberal wish list this spring.

I have been clear on the dangers of that bill from the beginning, and the data is now spelling it out very clearly. Democrats' bloated additions to unemployment insurance haven't just failed to help our recovery, they have actually hurt it, and the consequences on Main Street are now in full focus.

As hiring lags, employers are struggling to entice workers to rejoin and keep their facilities staffed. After a year that already tested budgets to the breaking point, small business owners are having to dig even deeper to attract staff, offering bigger bonuses and flexible hours. But even that hasn't been enough. For the fourth straight month, one survey of small businesses came back with record-high reports of unfilled job openings. As one small business owner in London, KY, reported to me, "The current labor shortage is by far the worst" he has ever seen. In fact, his short staff has had such a hard time keeping up with orders that "customers are already considering moving business from this facility to other states."

Unfortunately, this situation isn't unique. As I traveled the State last week, I heard the same story from employers of all sizes. Kentucky's labor force is still 90,000 workers below prepandemic levels. Nationwide, workforce participation has remained stagnant for nearly a year. All the while, prices for consumers are continuing to creep up.

This is exactly what Republicans and nonpartisan experts had warned against months ago. We urged Democrats not to force our country's promising early recovery into a permanent defensive crouch. Now, as States and business owners grapple with the consequences, I hope Democrats in Washington are paying attention and learning from this costly mistake.

SENATE AGENDA

Mr. MCCONNELL. Now, Madam President, on another matter, after a week of work with our constituents, the Senate reconvenes with a chance to refocus on the most important issues facing our folks back home.

Already on multiple occasions this year, we have demonstrated that even a narrowly divided Chamber is capable of taking productive, bipartisan steps on serious issues. Wide majorities have come together to extend access to the critical PPP loans, invest in drinking water infrastructure, and equip the justice system to better combat hate